

Case 1:07-cr-00002-JPJ Document 91 Filed 09/06/16 Page 1 of 2 Pageid#: 205

476, 507-08 (2011). This is simply not the case here. The defendant is not being resentenced and thus the court has no occasion to consider her rehabilitation.

Moreover, a district court's authority to amend a defendant's sentence is limited by 18 U.S.C. § 3582. Under § 3582, a district court "may not modify a term of imprisonment once it has been imposed" unless the Bureau of Prisons moves for a reduction, the Sentencing Commission amends the applicable guideline range, or Rule 35 of the Federal Rules of Criminal Procedure or another statute expressly permits the court to do so. 18 U.S.C. §§ 3582(c); *see also United States v. Goodwyn*, 596 F.3d 233, 235 (4th Cir. 2010). Because none of these circumstances are present in this case, the court lacks authority to reduce the defendant's sentence.

Accordingly, it is hereby **ORDERED** that the defendant's motion (ECF No. 90) is DENIED.

ENTER: September 6, 2016

/s/ James P. Jones

United States District Judge